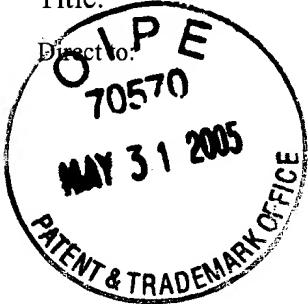In re Application of: Frey, Perry A. et al.

Application No.:   09847010

Filing Date: 05/01/01

Title: METHOD FOR PRODUCING L-BETA-LYSINE

Direct to:

U. S. Patent and Trademark Office
Mail Stop: Duplicates
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

(Stamp: COPE 70570 MAY 31 2005 PATENT & TRADEMARK OFFICE)

NOTICE UNDER 37 CFR 1.251 – Pending Application

Statement (check the appropriate box):

☐ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☒ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above identified application.

May 27, 2005
Date

Signature

Joseph P. Meara
Typed or printed name

A Copy of this notice should be returned with the reply.

PTO Doc Code: R251.RES (Rev. 03/05)

Atty. Dkt. No. 032026-0579

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Perry A. FREY and Frank J. RUZICKA

Title: DNA MOLECULES ENCODING BACTERIAL LYSINE 2,3-AMINOMUTASE

Appl. No.:   09/847,010

Filing Date: 05/01/2005

Examiner: Richard G. Hutson

Art Unit: 1652

REPLY TO NOTICE UNDER 37 CFR 1.251

U.S. Patent and Trademark Office
Mail Stop: DUPLICATES
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the notice under 37 CFR 1.251 dated May 19, 2005, concerning the above-referenced patent application. A complete and accurate copy of applicant's record of all of the documents submitted on April 13, 2004 is enclosed, including:

1. Notice Under 37 CFR 1.251- Pending Application

2. Copy of previously filed postcard

3. Copy of filing receipt EV 383676996 US April 13, 2004

4. Copy of previously filed Request for Continued Examination (RCE) Transmittal

5. Copy of previously filed Submission Accompanying Request for Continuing Examination Under 37 CFR 1.114

6. Copy of previously filed Copy of Written Description Decision Tree

7.   Copy of previously filed Petition for Extension of Time (1 month)

Respectfully submitted,

Date May 27, 2005   By _____

FOLEY & LARDNER LLP   Joseph P. Meara
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Telephone: (608) 258-4303   Registration No. 44,932
Facsimile: (608) 258-4258

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